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REPLY UNDER 37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2834

PATENT
2565-0225P

#9/Response
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IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant:	Shusou WADAKA et al.	Conf.:	9099
Appl. No.:	09/778,872	Group:	2834
Filed:	February 8, 2001	Examiner:	Mark O. BUDD
For:	FILM ACOUSTIC WAVE DEVICE AND ITS MANUFACTURING METHOD AND CIRCUIT DEVICE		

RESPONSE

Assistant Commissioner for Patents
Washington, DC 20231

January 2, 2003

Sir:

The following remarks are respectfully submitted in response to the Office Action dated October 9, 2002, in connection with the above-identified application.

REMARKS

Applicants respectfully submit the following remarks in an effort to clarify the record for appeal.

First, the Examiner erroneously states in the outstanding Office Action that "applicant [previously] argued that the prior art taught devices with the same properties on each wafer, [and] now applicant argues [that] they show different properties on the same wafer." Applicants have never changed position in the